

## Message Text

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INFO OCT-01 AF-06 ARA-06 EA-06 EUR-12 NEA-09 IO-10 ISO-00

EB-07 DIWY-01 OES-03 CIAE-00 DODE-00 PM-03 H-02

INR-07 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

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IO/CMD - MR. POOLE

IO/LABW - MR. HEATER

D/IWY - MRS. MARCY (INFO)

----- 087308

R 092356Z MAY 75

FM SECSTATE WASHDC

TO AMEMBASSY MEXICO

INFO USMISSION EC BRUSSELS

USMISSION GENEVA

USMISSION OECD PARIS

USMISSION USUN NEW YORK

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E.O. 11652: N/A

TAGS:UN, EGEN, MX

SUBJECT:CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES  
(CERDS)

1. SINCE ADOPTION BY THE 29TH GENERAL ASSEMBLY OF  
CERDS, REPRESENTATIVES OF MEXICO HAVE SEEN TO IT THAT  
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REFERENCE TO CERDS IS INCORPORATED INTO VIRTUALLY EVERY

SUBSEQUENT ECONOMIC RESOLUTION OR DECLARATION WHICH A UN BODY HAS ADOPTED. WHILE DEPT HAS BEEN OPPOSED TO MANY OF THESE REFERENCES ON THE SUBSTANTIVE GROUNDS WHICH WE EXPRESSED DURING NEGOTIATIONS AND VOTES UPON CERDS, AND WHILE WE GROW WEARY OF HAVING TO DEAL WITH NEW ATTEMPTS BY THE MEXICANS TO HAVE US ENDORSE A CHARTER WHICH WE OPPOSE, WE DO NOT VIEW IT AS OUT OF ORDER FOR THE MEXICANS TO RAISE CERDS IN APPLICABLE ECONOMIC ISSUES IN UN ECONOMIC FORA. HOWEVER, IF OBJECT OF MEXICO IS TO RENEGOTIATE A CHARTER THAT IS UNIVERSALLY ACCEPTABLE, THIS PROCEDURE IS IMPOLITIC, FOR IT GIVES IMPRESSION THAT MEXICO EXCLUDES RENEGOTIATION.

2. DEPT DOES RPT DOES CONSIDER IT ENTIRELY OUT OF ORDER FOR MEXICANS TO RAISE CERDS IN NON-ECONOMIC FORA AND/OR ON ISSUES ESSENTIALLY UNRELATED TO THE SUBJECT MATTER OF CERDS. AS AMEMBASSY MEXICO AWARE, MEXICANS HAVE DONE THE LATTER AT ECLA MEETING ON POPULATION IN MEXICO CITY, INTERNATIONAL WOMEN'S YEAR PREPCOM IN NEW YORK, AND MOST RECENTLY AND EGREGIOUSLY, AT THE ECLA REGIONAL SEMINAR FOR LATIN AMERICA ON INTEGRATION OF WOMEN IN DEVELOPMENT IN CARACAS. THE SUBJECT MATTER OF THESE MEETINGS HAS BEEN ESSENTIALLY UNRELATED TO THAT OF CERDS. NONETHELESS THE MEXICANS HAVE TORTUOUSLY CONSTRUCTED A RELATIONSHIP GENERALLY BY STATING THAT IN ORDER TO ACCOMPLISH THE GOALS OF THESE CONFERENCES, GOVTS, AS A FIRST STEP, SHOULD IMPLEMENT CERDS. SIMILAR PROBLEMS ARE ENCOUNTERED IN OAS.

3. IN THE LATEST NON-GERMANE ENCOUNTER WITH CERDS, I.E. THE ECLA REGIONAL SEMINAR, IT APPEARS THAT MEXICANS AT THE LAST MINUTE INTRODUCED A TEXT OF A DECLARATION WHICH CONTAINED TYPICALLY UNACCEPTABLE REFERENCES TO CERDS. THUS EVEN THOUGH ISSUE WAS ONE WITH WHICH MANY DELS WERE PROBABLY UNFAMILIAR, TEXT WAS PRESENTED IN TIME PERIOD VIRTUALLY PRECLUDING CONSULTATION OR NEGOTIATION. ADDITIONALLY, SEMINAR CONCERNED ISSUE WHICH MEXICANS MUST KNOW IS OF GREAT INTEREST TO U.S., GIVEN INTERNATIONAL WOMEN'S YEAR CONFERENCE WAS RESULT OF MAJOR U.S. INITIATIVE. MEXICANS SUCCEEDED IN DISTORTING LIMITED OFFICIAL USE

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AND DISRUPTING WORK OF SEMINAR WITH DECLARATION, AS WELL AS WITH THEIR TACTICS IN SUPPORT OF IT. RESULT WAS THAT U.S. AND OTHERS SERIOUSLY CONCERNED WITH ISSUE WERE NOT ABLE TO CONCUR IN PRODUCT OF SEMINAR. (RELEVANT CABLES CARACAS SEMINAR BEING REPEATED AMEMBASSY MEXICO.)

4. ACTION AMEMBASSY MEXICO: DEPT REQUESTS AMB. JOVA SEEK APPOINTMENT WITH FONSEC AND MAKE APPROACH ALONG FOLLOWING

LINES:

-- AS MEXICO FULLY AWARE, ALTHOUGH WE SUPPORT THE PRINCIPLE OF A CHARTER, WE CANNOT SUBSCRIBE TO THIS CHARTER UNTIL SPECIFIC ARTICLES TO WHICH WE HAVE EXPRESSED STRONG OBJECTION ARE MODIFIED.

-- AS WE HAVE PUBLICLY AND PRIVATELY STATED, WE ARE OPEN TO ANY SERIOUS ATTEMPT TO NEGOTIATE FURTHER ON CERDS IN EFFORT TO REACH UNIVERSAL AGREEMENT. WE ACCORDINGLY ARE CONCERNED OVER THE RAISING OF THE CERDS ISSUE IN NON-GERMANE INTERNATIONAL FORA AND BY MEXICO'S TACTIC OF SEEKING ENDORSEMENT OF CERDS IN PERTINENT RESOLUTIONS, SUCH AS THOSE OF UNIDO II.

-- WE BELIEVE THAT SUCH TACTICS ARE HARMFUL BECAUSE

A) THEY REDUCE THE LIKELIHOOD OF ENTERING INTO MEANINGFUL NEGOTIATIONS THAT WOULD LEAD TO ACHIEVING UNIFIED SUPPORT OF CERDS;

B) THE INJECTION OF THE CERDS ISSUE INTO VARIOUS INTERNATIONAL CONFERENCES, ESPECIALLY NON-GERMANE CONFERENCES, HAMPERS THE BASIC WORK OF THESE CONFERENCES; AND

C) THEY PRODUCE PUBLIC CONFRONTATIONS BETWEEN U.S. AND MEXICAN DELEGATIONS -- CONFRONTATIONS THAT, WE BELIEVE, NEITHER OF US WANT.

5. WITH REGARD TO B ABOVE, YOU SHOULD ALSO NOTE THAT DEPT ESPECIALLY REGRETS TO SEE CERDS RAISED IN UN FORA DEALING WITH ISSUES CONCERNING STATUS OF WOMEN AND WOMEN'S RIGHTS. U.S. TAKES LATTER SERIOUSLY AND HAS LIMITED OFFICIAL USE

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SOUGHT TO ENGAGE IN MEANINGFUL INTERNATIONAL DIALOGUE ON EQUALITY OF WOMEN. MEXICAN INTRODUCTION OF CERDS AT FORA WHERE WOMEN'S RIGHTS ARE DISCUSSED SERVES ONLY TO DIVERT ATTENTION OF PARTICIPANTS FROM THEIR REAL WORK AND TO CREATE DIVISIVE CONTROVERSIES WHICH NEED NOT, AND OUGHT NOT ARISE. (YOU SHOULD EMPHASIZE LATEST TRANSGRESSION CARACAS ECLA SEMINAR, AS CASE IN POINT.)

6. YOU SHOULD ADD THAT USG REGRETS BEING PLACED BY MEXICO IN A POSITION IN WHICH IT MUST REPEATEDLY DEFEND ITS INTERESTS AGAINST SUCH MEXICAN INITIATIVES. THOSE INITIATIVES GIVE THE IMPRESSION OF CONTENTIOUS RELATIONS BETWEEN MEXICO AND THE USG WHICH HAPPILY DO NOT REFLECT THE TRUE STATE OF RELATIONS. AT THE SAME TIME, A MEXICAN POLICY OF REPEATEDLY PRECIPITATING PUBLIC DIFFERENCES

WITH THE USG CANNOT ENHANCE EITHER THE CHARTER'S PROSPECTS  
OR USG-GOM RELATIONS. KISSINGER

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